

***United States Court of Appeals
for the Second Circuit***



**BRIEF FOR
APPELLEE**

ORIGINAL 76-7091

UNITED STATES COURT OF APPEALS

FOR THE SECOND CIRCUIT

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WILLIAM TURNER, Pro Se, :

Plaintiff-Appellant, :

- against - :

HON. JAMES D. HOPKINS, Justice of the Appellate Div. of the State of N.Y., : Docket No. 76-7091

HON. LEONARD RUBENFELD, J.S.C. of the State of N.Y.; JAMES DEMPSEY, ESQ.; :

HON. ALVIN R. RUSKIN, J.S.C. of the State of N.Y.; HON. HAROLD L. WOOD, J.S.C. of the State of N.Y.; N.Y. :

State Sen. BERNARD G. GORDON, Chairman N.Y.S. Judiciary Comm.; HON. MARTIN B. STECHER, J.S.C. of the State of N.Y.; :

HON. WM. A. WALSH, JR., J.S.C., of the State of N.Y.; JERALD S. KALTER, M.D.; :

HON. JOHN C. MARBACH, J.S.C. of the State of N.Y.; MILDRED TURNER; KRAFTCO CORP., and MFG. HANOVER TRUST CO. (Transfer Agents for Kraftco Corp.), :

Defendants-Appellees. :

----- x

BRIEF OF DEFENDANT-APPELLEE
MANUFACTURERS HANOVER TRUST
COMPANY

KELLEY DRYE & WARREN
Attorneys for Defendant-Appellee
Manufacturers Hanover Trust Company
350 Park Avenue
New York, New York 10022

Of Counsel:

Richard J. Concannon
Charles Pou, Jr.



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BRIEF OF DEFENDANT-APPELLEE
MANUFACTURERS HANOVER TRUST
COMPANY

Defendant-Appellee Manufacturers Hanover Trust Company, sued herein in its capacity as transfer agent for the common stock of Kraftco Corporation, joins in and adopts the positions set forth in the Brief of Defendant-Appellee Kraftco Corporation and submits that the decision

of the District Court dismissing the amended complaint was correct and should be affirmed.

Respectfully submitted,

KELLEY DRYE & WARREN
Attorneys for Defendant-Appellee
Manufacturers Hanover Trust Company
350 Park Avenue
New York, New York 10022

Of Counsel:

Richard J. Concannon
Charles Pou, Jr.

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

WILLIAM TERNER,

Plaintiff-Appellant,

- against -

HON. JAMES D. HOPKINS, JUSTICE OF THE APPELLATE
DIV. OF THE STATE OF NEW YORK, et al.,

Defendants-Appellees.

AFFIDAVIT
OF SERVICE
BY MAIL

Index No.
76-7091

STATE OF NEW YORK)
COUNTY OF NEW YORK) SS.:

DONNA GIGLIO , being duly sworn, deposes and says that she is over the age of 18 years, that she resides at 64-33 Cooper Avenue, Glendale, New York 11227 , and that she is not a party to the above-entitled appeal.

That on the 28th day of July, 1976, s/he served the annexed Appellees Brief on the attorney(s) hereinafter named by depositing ^{Two}~~an~~/true copy(ies) thereof contained in (~~a~~) securely sealed, post-paid

wrapper(s), properly addressed to the said attorney(s)

as follows:

William Turner
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Room 1006
New York, New York 10022

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White Plains, New York 10601

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General

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White Plains, New York 10601

in the letter box regularly maintained and exclusively
controlled by the United States Postal Service at 350
Park Avenue, Borough of Manhattan, New York, New York 10022.

Donna Lylio

Sworn to before me this
28th day of July, 1976.

Joseph Warren

JOSEPH WARREN
Notary Public, State of New York
No. 03-9539130
Qualified in Bronx County
Certificate filed in New York County
Commission Expires March 30, 1978